

SECOND REGULAR SESSION

SENATE BILL NO. 628

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR NASHEED.

Pre-filed December 1, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4937S.01I

AN ACT

To amend chapter 590, RSMo, by adding thereto one new section relating to a requirement for peace officers to wear body-worn cameras.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 590, RSMo, is amended by adding thereto one new section, to be known as section 590.198, to read as follows:

590.198. 1. For purposes of this section, "body-worn camera" means an electronic device that is:

(1) Capable of recording, or transmitting to be recorded remotely, video, and audio data; and

(2) Worn on the person of a peace officer, which includes being attached to the officer's clothing or worn as glasses.

2. Each law enforcement agency in a city with a population of at least one hundred thousand inhabitants shall require its peace officers to wear a body-worn camera at all times while on duty and in uniform and to activate the camera to record, from beginning to end, all contacts with people in the performance of the peace officer's official duties.

3. A recording created with a body-worn camera shall be retained by the law enforcement agency for a period of at least two years. For purposes of the state's open records law, a recording created with a body-worn camera shall be considered an open record in the same manner as an "incident report" under section 610.100 and may be closed in the same manner as other incident reports may be closed.

4. Body-worn cameras shall be worn on the officer's chest or at eye level.

22 **5. An officer shall inform any person who is being recorded by**
23 **a body-worn camera when the person is being recorded unless doing so**
24 **would be unsafe, impractical, or impossible.**

25 **6. An officer who fails to record an activity as required under**
26 **this section shall be suspended without pay until an investigation into**
27 **why the activity was not recorded in accordance with this section is**
28 **completed.**

29 **7. Funds for the equipment necessary to comply with the**
30 **provisions of this section shall be provided by the department of public**
31 **safety.**

Unofficial ✓

Bill

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